

and Defendant Dolphin Line, Inc. (collectively "Trailer Defendants") and file this Agreed Motion to Dismiss with Prejudice, respectfully showing:

1. All matters in controversy as between Plaintiffs and Trailer Defendants in this lawsuit have been fully and finally resolved.

2. Accordingly, Plaintiffs and Trailer Defendants move the Court to dismiss all of Plaintiffs' claims and causes of action against Strick Trailers, L.L.C., Fayard Moving & Warehouse, L.L.C., and Dolphin Line, Inc. with prejudice to re-filing same. This motion to dismiss encompasses: (1) all claims and causes of action asserted against any of the Trailer Defendants by Plaintiffs in this lawsuit and (2) any and all causes of action that were or could have been made by Plaintiffs against any of the Trailer Defendants.

3. Plaintiffs and Trailer Defendants are also requesting that a Final Order of Dismissal With Prejudice provide that all costs are taxed against the party incurring same, and that Plaintiffs and Trailer Defendants shall each bear the cost of their own attorney's fees.

4. Plaintiffs and Strick Trailers, L.L.C., Fayard Moving & Warehouse, L.L.C., and Dolphin Line, Inc. request the Court sign and enter the attached Final Order of Dismissal With Prejudice which is being filed contemporaneously with this agreed motion.

Respectfully Submitted

By: /s/ Daryl K. Washington

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CERTIFICATE OF SERVICE

I hereby certify that on August 14, 2014, the foregoing pleading was filed with the clerk of the court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to all attorneys of record who have consented in writing to accept this Notice as service of documents by electronic means.

/s/ John S. Kenefick
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